

JOURNAL OF THE HOUSE

First Extraordinary Session, 92nd GENERAL ASSEMBLY

EIGHTH DAY, WEDNESDAY, JUNE 18, 2003

Speaker Hanaway in the Chair.

Prayer by Marilyn Seaton.

Lord we pray that we will be kind to one another, tenderhearted, forgiving one another, just as You have forgiven all of us. Amen.

The Pledge of Allegiance to the flag was recited.

HOUSE RESOLUTION

Representative Jetton, et al, offered House Resolution No. 1.

MESSAGES FROM THE SENATE

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 2**, and has taken up and passed **CCS SCS HCS HB 2**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 3**, and has taken up and passed **CCS SCS HCS HB 3**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 10**, and has taken up and passed **CCS SCS HCS HB 10**.

Madam Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and adopted the Conference Committee Report on **SCS HCS HB 11**, **as amended**, and has taken up and passed **CCS SCS HCS HB 11**.

SIGNING OF HOUSE BILLS

All other business of the House was suspended while **CCS SCS HCS HB 2**, **CCS SCS HCS HB 3**, **CCS SCS HCS HB 10** and **CCS SCS HCS HB 11** were read at length and, there being no objection, were signed by the Speaker to the end that the same may become law.

Having been duly signed in open session of the Senate, **CCS SCS HCS HB 2**, **CCS SCS HCS HB 3**, **CCS SCS HCS HB 10** and **CCS SCS HCS HB 11** were delivered to the Governor by the Chief Clerk of the House.

MESSAGE FROM THE GOVERNOR

June 18, 2003

TO THE SENATE AND HOUSE OF REPRESENTATIVES
OF THE NINETY-SECOND GENERAL ASSEMBLY OF
THE STATE OF MISSOURI:

I am enclosing a Special Message to all members of the General Assembly. Please read the enclosed message during the Special Session.

Sincerely,

/s/ Bob Holden
Governor

SPECIAL MESSAGE

WHEREAS, by my Proclamation dated May 30th, 2003, I convened the Ninety Second General Assembly of the State of Missouri in the First Extra Session of the First Regular Session; and

WHEREAS, in my Proclamation convening such special session I asked the General Assembly to appropriate money for the use of the Department of Elementary and Secondary Education and the Department of Higher Education in an amount sufficient to protect the health, safety, and welfare of the citizens of Missouri, especially the children of the state; and

WHEREAS, the budget the General Assembly approved during the extra session is significantly unbalanced and inadequate in that it fails to provide sufficient funds for education and those government services that protect all citizens, including children and the most vulnerable Missourians; and

WHEREAS, I hereby express my intent to veto the appropriations bill for the Department of Elementary and Secondary Education sent to me by the General Assembly in the First Extra Session of the First Regular Session because:

This bill reduces state aid to our public schools to unacceptable levels. Since a significant percentage of the foundation program supports teacher salaries, such a cut is likely to result in the layoff of teachers across the state. The elimination of the Science, Social Studies, and Health Education assessments is a step backwards in accountability of Missouri schools. The department and local school districts will be unable to determine how well students are performing in these important subject areas. Our children are our future. Reduced funding for education jeopardizes our commitment and the progress we have made to provide quality education to our children. We must protect the state's investment in education; and

WHEREAS, I hereby express my intent to veto the appropriations bill for the Department of Higher Education sent to me by the General Assembly in the First Extra Session of the First Regular Session because:

This bill reduces state aid to Missouri's two- and four-year colleges and universities to unacceptable levels. Under this bill, tuition and fees would increase, forcing a "tax increase" on low- and middle-income families. The reductions to various grant and scholarship programs will further reduce the availability of higher education opportunities. Families with lower and middle incomes may no longer be able to afford the cost of college; and

WHEREAS, the failure of the General Assembly to pass and present to me a sufficient appropriation for the Department of Elementary and Secondary Education and the Department of Higher Education has left those departments without operating funds for the duration of the new fiscal year that begins on July, 1, 2003; and

WHEREAS, it is critical that the Department of Elementary and Secondary Education and the Department of Higher Education have funds to operate beginning on July 1, 2003, because without such funds these Departments would be unable to meet their many responsibilities to all of the citizens of the state of Missouri.

NOW, THEREFORE, I, BOB HOLDEN, GOVERNOR OF THE STATE OF MISSOURI, pursuant to the authority vested in me as Governor by the Constitution and Laws of the State of Missouri, do hereby amend the matters specifically designated and limited for consideration by the General Assembly in my May 30, 2003, Proclamation by deleting from said proclamation matters for the General Assembly's consideration one through six, and by renumbering the seventh matter for the General Assembly's consideration to one.

FURTHERMORE, I HEREBY amend the matters specifically designated and limited for consideration by the General Assembly in my May 30, 2003, Proclamation to add to those remaining matters the following additional specifically designated and limited matters. The additional specifically designated and limited matters on which the action of the General Assembly is deemed necessary are as follows:

2. To appropriate sufficient money on an emergency basis, pursuant to Article III, Section 25, and Article IV, Section 25, of the Missouri Constitution, for a limited term to end no earlier than September 15, 2003, and no later than September 30, 2003, for:
 - a. the expenses, grants, refunds, and distributions for the continued operations of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof, in an amount sufficient to protect the health, safety, and welfare of the citizens of Missouri, to be expended only as provided in Article IV, Section 28, of the Constitution of Missouri, and to transfer money among certain funds; and
 - b. the expenses, grants, refunds, and distributions for the continued operations of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein, in an amount sufficient to protect the health, safety, and welfare of the citizens of Missouri, to be expended only as provided in Article IV, Section 28, of the Constitution of Missouri, and to transfer money among certain funds.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 18th day of June, 2003.

/s/ Bob Holden
Governor

ATTEST:

/s/ Matt Blunt
Secretary of State

INTRODUCTION OF HOUSE BILLS - APPROPRIATIONS

The following House Bills were read the first time and copies ordered printed:

HB 102, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the State Board of Education and the Department of Elementary and Secondary Education and the several divisions and programs thereof to be expended only as

provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 103, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Higher Education and the several divisions, programs, and institutions of higher education included therein to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, and to transfer money among certain funds for the period beginning July 1, 2003 and ending June 30, 2004.

HB 110, introduced by Representative Bearden, to appropriate money for the expenses, grants, refunds, and distributions of the Department of Mental Health, the Board of Public Buildings, the Department of Health and Senior Services, and the several divisions and programs thereof, the Missouri Health Facilities Review Committee and the Commission for the Missouri Senior Rx Program to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

HB 111, introduced by Representative Bearden, to appropriate money for the expenses, grants, and distributions of the Department of Social Services and the several divisions and programs thereof to be expended only as provided in Article IV, Section 28 of the Constitution of Missouri, for the period beginning July 1, 2003 and ending June 30, 2004.

The following members' presence was noted: Abel, Adams, Avery, Bean, Bearden, Bland, Brown, Byrd, Cooper (120), Cunningham (145), Davis (122), Deeken, Dixon, Dougherty, Dusenberg, Fraser, George, Goodman, Graham, Hampton, Hubbard, Hunter, Jetton, Johnson (47), Johnson (90), Kingery, Lager, Liese, Lipke, Myers, Munzlinger, Nieves, Parker, Phillips, Portwood, Pratt, Ransdall, Roark, Ruestman, Sager, Salva, Schneider, Schoemehl, Selby, Self, Shoemaker (8), Shoemyer (9), Smith (14), Smith (118), Stefanick, Stevenson, Sutherland, Taylor, Threlkeld, Viebrock, Villa, Walsh, Whorton, Wildberger, Willoughby, Wilson (130), Witte, Wood, Wright, Yaeger and Yates.

ADJOURNMENT

On motion of Representative Crowell, the House adjourned until 10:00 a.m., Tuesday, June 24, 2003.

COMMITTEE MEETING

BUDGET

Wednesday, June 25, 2003, 12:00 p.m. Hearing Room 3. AMENDED NOTICE

Possible Executive Session.

HB 102 and HB 103

HOUSE CALENDAR

NINTH DAY, TUESDAY, JUNE 24, 2003

HOUSE BILLS FOR SECOND READING - APPROPRIATIONS

- 1 HB 102
- 2 HB 103
- 3 HB 110
- 4 HB 111